

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
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2006 SEP 27 A 9:24

EMORY ZIPPERER

Appellant,

vs.

RAYTHEON COMPANY, INC.

Appellee.

Civil Action No. 03-12379 MLW

CERTIFICATE THAT NO TRANSCRIPT WILL BE ORDERED

The Appellant, Emory Zipperer, by his counsel, Theresa Finn Dever, hereby certifies that no transcript will be ordered as there was no trial or evidentiary hearing in the above-captioned matter.

EMORY ZIPPERER

By his attorneys,

Theresa Finn Dever

Joseph P. Dever

B.B.O. No. 564237

Theresa Finn Dever

B.B.O. No. 564319

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Dated: 9/26/06

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by mail (by hand) on 9/26/06

Theresa Finn Dever